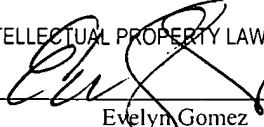




CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 10-20-2010.

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By: 
Evelyn Gomez

Appl. No. : 10/826,153 Confirmation No. 8584

Applicant : Erik Scher, et al.

Filed : April 16, 2004

TC/A.U. : 1631

Examiner : Russell Scott Negin

Docket No. : 40-002001US

Customer No. : 22798

Client Ref No.: 01-002001

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.56, 37 CFR § 1.97 and § 1.98 AND MCKESSON STATEMENT OF RELATEDNESS PURSUANT TO MPEP § 2001.06b

Sir:

The references cited on the attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. Copies of the cited US Patents and US Publications have not been enclosed because they are no longer required by the office for submission. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

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representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

In view of *McKesson Information Solutions v. Bridge Medical* (Fed. Cir. 2007), and MPEP 2001.06(b)), Applicants specifically inform the Examiner that this case may be related to the following U.S. Patent Application(s):

USSN 11/075,364, filed March 8, 2005 by Scher et al.

The Examiner is specifically encouraged to review the file history, including art made of record, as well as any substantive action in the above application(s) including any Restriction Requirements, Office Actions, Responses, Appeals, Appeal Briefs, Examiner's Replies, Notice(s) of Allowance or Issuance in the above-mentioned related application(s), prior to taking any action in the subject application. Applicants further note that the Examiner is aware that prosecution may be ongoing in any related case, and that the Examiner will continue to evaluate the related cases as needed.

Per *McKesson*, the Examiner is specifically advised that all such related applications MUST be evaluated for double patenting and for obviousness-type double patenting issues prior to allowance of any claim in the subject application.

Applicants understand that, due to modern and easy access by the Examiner to related cases on PAIR, or other electronic databases available to the Examiner, there is no need for Applicant to submit copies of any paper in the file wrapper for any related case.

This IDS is being filed after the mailing date of the first Office Action and more than three months after the filing date, but prior to the Notice of Allowance or Final Office Action. Please deduct \$180.00, pursuant to 37 CFR §1.17(p), from the undersigned's Deposit Account No. 50-0893. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



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